

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

March 9, 1999

LB 126

prosecution, which means you can just sit still and quiet like a lump of clay or, as that one guy said during Oral Roberts...I mean...who is that military guy? He's on the radio now. Yeah, Oliver North. I mix him up with Oral Roberts. But Oliver North's lawyer said, I'm, speaking of himself, I'm not a potted plant. When you are accused of a crime, you should be allowed to sit like a potted plant and the state has to prove beyond a reasonable doubt every element of the charge. I don't want there to be any rebuttable presumptions in this area where we're working now, especially when it's to facilitate a war against young people and it cannot be shown that the actions being taken are going to achieve the desired result. Senator Pedersen back there, Dwite Pedersen, and others will say, I'm not interested in a war against our children, but in the next breath they say, this bill is not going to stop underage drinking. That should be the goal. Your goal is to punish. Your goal is to criminalize, because that's all this bill does. Everybody speaking in favor of this bill says, it's not going to stop underage drinking. Then obviously that's not the purpose of the bill or we wouldn't continue to push it. It's just that I'm trying to get you all to tell the truth and admit that the goal...

PRESIDENT MAURSTAD: One minute.

SENATOR CHAMBERS: ...is to criminalize and to punish. I'd like to ask...well, only a minute left. There's a difference between driving without a license and driving with a license suspended. If you drive without a license, you might get some points off your license and a fine. Driving with a suspended license, you go to jail and they take your car. You want to put these young people in that situation where they can also be jailed. There are other things that I have to deal with on this bill that I can't at this time, but this amendment that is pending before you now, Senator Schellpeper does agree with, he has stated it, and I hope you will adopt it. Then we'll have additional amendments which will give us a chance to discuss more aspects of the bill.

PRESIDENT MAURSTAD: Thank you, Senator Chambers. The question before us is the amendment to the committee amendments by Senator Chambers to LB 126. Those in favor vote aye; those